

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

ROBERT WHITTAKER,

Plaintiff,

v.

DR. SHANNON K. OWENS, et al.,

Defendants.

No. 4:24-CV-00565 CDP

MEMORANDUM AND ORDER

Before the Court is plaintiff's post-dismissal motion for appointment of counsel. [ECF No. 12]. Plaintiff's complaint was dismissed on May 22, 2024, pursuant to 28 U.S.C. § 1915(g)'s "three strikes" provision, as plaintiff previously brought at least three civil actions that were dismissed on grounds that they were frivolous, malicious or failed to state a claim upon which relief could be granted.¹ [ECF Nos. 8 and 9]. Plaintiff did not appeal the dismissal, and no motions for reconsideration are pending. As such, the Court will deny plaintiff's motion for appointment of counsel as moot.

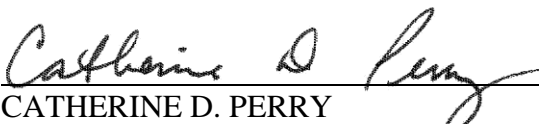
Accordingly,

IT IS HEREBY ORDERED that plaintiff's post-dismissal motion for appointment of counsel [ECF No. 12] is **DENIED AS MOOT**.

¹See *Whittaker v. St. Louis City Justice Center*, No. 4:18-CV-1717 SNLJ (E.D. Mo); *Whittaker v. Unknown Frazier*, No. 4:19-CV-2929 SNLJ (E.D. Mo); *Whittaker v. Unknown Green*, No. 1:19-CV-211 SRC (E.D. Mo); *Whittaker v. Redington*, No. 2:20-CV-12 SNLJ (E.D. Mo).

IT IS FURTHER ORDERED that an appeal of this action would not be taken in good faith.

Dated this 14th day of June, 2024.



CATHERINE D. PERRY
UNITED STATES DISTRICT JUDGE